Applicant:

Wellinghoff, et al.

Group Art Unit:

1623

RECEIVED

Serial No.:

10/056,121

S Examiner: Paul J. Killos

JAN 2 6 2004

Filed:

01/23/2002

Atty. Docket No.:

SWRI-2835-04 OFFICE OF PETITIONS

Title:

Novel Mesogens

PETITION UNDER 37 C.F.R. 1.313(c)(2) TO WITHDRAW PATENT APPLICATION FROM ISSUE AFTER PAYMENT OF THE ISSUE FEE

S

MAIL STOP DAC

Assistant Commissioner for Patents Washington, DC 20231

Dear Sirs:

Southwest Research Institute, to whom the named inventors have assigned the instant application, respectfully requests that this petition under 37 C.F.R. §1.313(c)(2) be entered on behalf of and as agent for all the inventors.

Reasons for Withdrawal Request

Good and sufficient reason for withdrawal from issue of the application exists in that most of the items of the information disclosure statement submitted with the request for continued examination in compliance with 37 C.F.R. §1.114, was cited in a communication from a foreign patent office in a counterpart foreign application.

Filing of Request for Continued Examination

The Request for Continued Examination is filed concurrently herewith.

Fee in compliance with §1.17(h)

We hereby authorize the Commissioner to charge our credit card as indicated on Form PTO-2038, for the PETITION of \$130.00, and the REQUEST FOR CONTINUED EXAMINATION of \$385.00, a total amount of \$515.00.

The Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 50-0997 (SWRI-2835-04), maintained by Paula D. Morris & Associates, P.C. d/b/a The Morris Law Firm, P.C.

Filing by Hand-Delivery and Facsimile

The Petition and Request for Continued Examination are being filed by hand-delivery to the Office of Petitions and via facsimile at (703) 872-9306.

Date: <u>1-23-04</u>

Respectfully submitted,

Paula/D. Morris

Registration No. 31,516

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Houston, Texas 77042-3110

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OFFICE OF PETITIONS

PETITION

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